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Attorneys for Federal Defendants

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# IN THE UNITED STATES DISTRICT COURT

## THE NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

JEFFREY MARTINS,

Plaintiff,

v.

UNITED STATES CITIZENSHIP AND  
 IMMIGRATION SERVICES, an agency of the  
 United States Department of Homeland Security;  
 UNITED STATES DEPARTMENT OF  
 HOMELAND SECURITY; ALEJANDRO  
 MAYORKAS, in his official capacity as Director  
 of United States Citizenship and Immigration  
 Services; JANET NAPOLITANO, in her official  
 capacity as Secretary of the Department of  
 Homeland Security,

Defendants.

) Case No. C 13-00591 LB

) **JOINT BRIEFING SCHEDULE AND**  
 ) **SELECTION OF MAGISTRATE**  
 ) **JUDGES FOR A SETTLEMENT**  
 ) **CONFERENCE**

) Date: July 3, 2013

) Time: 9:30 a.m.

) Courtroom C, 15<sup>th</sup> Floor

(ADDITIONAL ATTORNEYS)

FOR PLAINTIFF

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DAVIS WRIGHT TREMAINE LLP

Pursuant to this Court's April 18, 2013 Civil Minute Order<sup>1</sup>, the parties hereby submit the following Joint Briefing Schedule for Plaintiff's anticipated Motion for Preliminary Injunction and Selection of Magistrate Judge For A Settlement Conference:

1. Jointly Proposed Briefing Schedule

Hearing Date: July 3, 2013

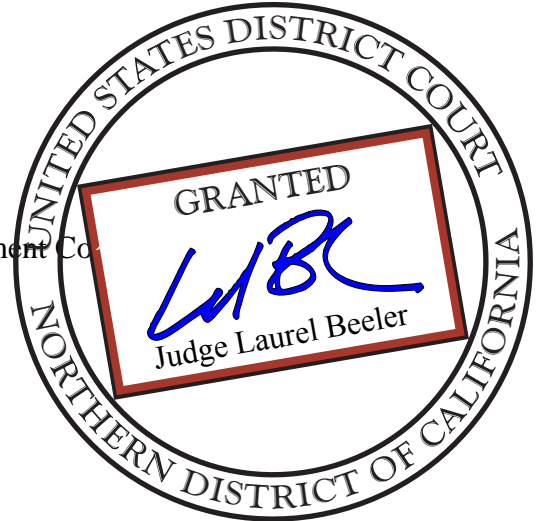
Motion Filed: May 29, 2013

Opposition: June 12, 2013

Reply: June 19, 2013

2. Selection of Magistrate Judge for A Settlement Conference

The parties select Magistrate Judge Laporte.



DATED this 26th day of April, 2013.

MELINDA HAAG  
United States Attorney

DAVIS WRIGHT TREMAINE LLP

/s/ Abraham Simmons  
ABRAHAM A. SIMMONS  
Assistant U.S. Attorney  
Attorneys for Federal Defendants

/s/ Thomas R. Burke  
THOMAS R. BURKE  
Attorneys for Plaintiff  
Attorneys for Plaintiff JEFFERY MARTINS

<sup>1</sup> At the Case Management Conference on April 18, 2013, counsel for Plaintiff represented that if a motion for preliminary injunction were needed, it would be filed by May 15, 2013. Since the conference, counsel for the Defendants has advised that his clients are still determining whether or not all or some portion of the requested Asylum Officer notes will be released to plaintiff without a court order requiring their production. If all of the notes are promptly released by the Defendants, Plaintiff will not file (or will withdraw) his motion for preliminary injunction. Counsel for Plaintiff selected the July 3, 2013, hearing date set forth in the text because it appears to be the only date that is currently available for argument on the Court's calendar without setting the motion (and briefing schedule) on an expedited basis. If a motion is required, however, counsel for Plaintiff would prefer that the Court hold a hearing *before* July 3, as one of the Asylum Officer notes at issue is needed for a July 1 immigration hearing. Accordingly, Plaintiff respectfully requests leave to seek an earlier hearing date (and expedited briefing schedule) if this becomes necessary. Defendant prefers the joint briefing schedule outlined above.